

REGULAR CITY COUNCIL MEETING

July 7, 2008

6:00 P.M.

Mayor Ronnie Torres called the Regular Meeting of the Belen City Council to order at 6:00 P.M.
Roll call taken by Sally G. Garley, City Manager.

PRESENT:

Ronnie Torres, Mayor
David Lopez, Mayor Pro-Tem
Rudy Jaramillo, Councilor
Terese Ulivarri, Councilor
Wayne Gallegos, Councilor

CITY STAFF:

Sally G. Garley, City Manager
Audrey Torres, Procurement Specialist
Mildred Garley, Finance Director
Mike Chavez, Police Chief
Scott McCleod, BPD
Julie Baca, Street Director
Lenore Pena, COB

OTHERS:

Norman McDonald, P.A., City Attorney
Jackie Schlotfeldt, VCNB
George McKee, VFW Post 2387
George Hanley, VFW Post 2387
Claudette Riley, Belen EDC
Gloria Sanchez, Belen Citizen
Sonny Sanchez, Belen Citizen
B. Paul Ortega, Our Tomorrow
Dianne Mattson, Our Tomorrow
Pete Armstrong, Self and GBCC
Chris Muirhead, Modrall Law Firm

PLEDGE OF ALLEGIANCE:

Mayor Ronnie Torres asked Dianne Mattson to lead the pledge of allegiance.

APPROVAL OF AGENDA:

Mayor Ronnie Torres requested approval of tonight's agenda. Councilor Rudy Jaramillo so moved to approve as amended. Mayor Pro-Tem David Lopez seconds the motion, motion carried.

APPROVAL OF MINUTES:

Special Meting: June 9, 2008

Mayor Ronnie Torres requested approval of the minutes for June 9, 2008. Mayor Pro-Tem David Lopez so moved to approve the minutes. Councilor Rudy Jaramillo seconds the motion, motion carried.

APPROVAL OF MINUTES:

Regular Meting: June 16, 2008

Mayor Ronnie Torres requested approval of the minutes for June 16, 2008. Councilor Terese Ulivarri so moved to approve. Councilor Wayne Gallegos seconds the motion, motion carried.

CITIZENS PETITIONS:

Mayor Ronnie Torres asked if there was anyone with a citizen petition, no further petitions were presented.

1. **Claudette Riley:** provided council with information finalized by the Belen EDC offices this afternoon. They are going to be collaborating with the NM Film Office for a special training that will be held in Belen next Saturday at the Belen Community Center, it is for production assistance. It is free to the public and limited to thirty people. It will teach the basics of being a production assistant, which includes reviewing a call sheet from actual production, seeing a clip from actual production and how to make a resume for the film industry for local residence and hand on use of walkie-talkies. Since the state is active in film, industry this is an opportunity for local residents to become involved in the film industry.
2. **Gloria Sanchez:** attended the music fest and it was nice and the national anthem contest was nice even though there were only three contestants. A little 2-year-old boy won the contest. She suggested to the city for further events at the gazebo, now that there is a plaque of all armed forces she asked that the pledge of allegiance be said at the beginning of the event with flags posted. Mayor Torres said that would be a good idea.
3. **Dianne Mattson;** wished to compliment the city on the fireworks display she thought it was the best she has seen, it was a constant display and it flowed well. Mayor Torres advised it was Brenda of Parks and Recreation Department that coordinated the event.

Mayor Torres asked if there were any further citizen petitions, no further petitions were made.

PROCLAIM JULY 12th 2008 AS “SONNY AND GLORIA SANCHEZ DAY”: Mayor Ronnie Torres

Mayor Ronnie Torres read the next agenda item in reference to a proclamation of July 12 in honor and recognition of Sonny and Gloria Sanchez. Mayor Ronnie Torres read the proclamation aloud, a copy of which is attached hereto and made an integral part hereof by reference. Gloria and Sonny received a standing ovation. Mayor Torres went further to thank them for their unconditional dedication to the citizens of Belen and the 911 Memorial Park. Gloria thanked Mayor Torres and Council for his support and attendance at all the events he graciously attends. Sonny Sanchez thanked Ken Gibson and Julie Baca for their cooperative efforts with the events as well. George, VFW Post 2387, presented Gloria with a certificate of appreciation for dedication on the 911 Memorial Park he also included Sonny in the appreciation presentation. Gloria and Sonny thanked the Post and thanked them for the freedom we enjoy today.

FIRST READING OF AN ORDINANCE AUTHORIZING GROSS RECEIPTS TAX IMPROVEMENT REVENUE BONDS, SERIES 2008 IN AN AMOUNT NOT TO EXCEED 8.5 MILLION DOLLARS: Chris Muirhead, Modrall Sperling Law Firm

Mayor Ronnie Torres read the next agenda item in reference to the first reading of an ordinance authorizing gross receipts tax improvement revenue bonds series 2008. Chris Muirhead said, “he has been in front of the council a few times over the last month or two. This is the next step in the process for issuing the bonds to finance various infrastructure improvements in the community the prepayment source of the bonds is the recent gross receipts tax that was imposed on June 16.

This ordinance is just the first reading tonight, there is a public hearing and adoption or consideration at the July 21st, meeting which has been published in the local paper consistent with the open meetings act requirements and the municipal code requirements. This first reading is to provide notice that we will be here on July 21 for full discussion of the ordinance and action by the council at that time.

The title to the Ordinance describes what we are doing. The reason we have an amount not to exceed is because after the July 21st meeting, the bonds will be marketed the first week of August. We will be back at the first meeting of August with a short resolution setting forth sales terms of those bonds so that you have an opportunity to pass upon the final pricing and approve that and make sure that you are comfortable with the final interest rates and pricing terms with those bonds.

The schedule over the next few weeks is tonight, just notice of it, two weeks consideration, August 4th sale resolution and the pricing of the bonds and closing the last week of August and that is when the funds will be available”.

Mayor Ronnie Torres asked if there were any questions. No questions asked.

PUBLIC HEARING ON A REQUEST FOR A WINE GROWERS MASTER'S LIQUOR LICENSE APPLICATION NO. 532500 MADE BY LARDNER CELLARS & WINERY, LLC TO BE LOCATED AT 503 BECKER AVENUE, BELEN, NEW MEXICO 87002: Sally G. Garley, City Manager

Mayor Ronnie Torres read the next agenda item and opened the public hearing on a request for a Wine Growers Master's Liquor License Application No. 532500 made by Lardner Cellars & Winery, LLC to be located at 503 Becker Avenue, Belen, New Mexico 87002. Sally G. Garley, City Manager advised this is part of the process from Alcohol and Gaming all the fees have been paid and paperwork has been processed. Mayor Ronnie Torres asked if there were any questions. Councilor Wayne Gallegos advised that in the past, they have applied and everything has gone through so this is just a formality that has to happen because it is at the state level, is that correct. Councilor Rudy Jaramillo asks if it is just wines that are going through that area is that correct. Sally G. Garley, City Manager advised that only wine will be authorized.

Mayor Torres asked if there were any further comments, if no further comments he closed the public hearing.

PUBLIC HEARING OF INTENT TO ADOPT AN ORDINANCE RELATING TO ECONOMIC DEVELOPMENT PLANNING THIS ORDINANCE MAY BE CITED AS THE "ECONOMIC DEVELOPMENT PLAN ORDINANCE": Claudette Riley

Mayor Ronnie Torres read the next agenda item and opened the public hearing on intent to adopt an ordinance relating to economic development planning this ordinance may be cited at the "Economic Development Plan Ordinance". Claudette Riley said there was an economic development plan ordinance in the packet (referring to packets sent to councilors prior to a meeting) and back in 2003, the City of Belen originally passed the local economic development ordinance for the necessity of becoming a certified community through NM Economic Development Department.

In March of this year there was a recommendation made by the NM Attorney General to make some changes to the ordinance, which is in your packet her office received input from the NM Economic Development Department as well as the ED Board met with the City Attorney, City Manager and made changes to the existing ordinance. The main changes were defining Greater Belen Economic Development Corporation (GBEDC) as a separate entity from City or as a City Department. That was one of the major changes, the previous ordinance was a little confusing and sounded like Belen EDC was a City Department, which they are not, they are a 501C4 that was formed back in 1980. Section 4.5 gives a brief description of what the GBEDC is and sections 6.2 and 6.3 of the previous ordinance which defined GBEDC director as director of economic development for the city was removed.

It is very important that the City still maintain the economic development ordinance because it helps recruit economic based companies to the community. It helps eliminate anti donation and helps maintain our certified community designation through NM EDC.

ACTION ITEMS

APPROVAL OR DENIAL OF A REQUEST FOR A WINE GROWERS MASTER'S LIQUOR LICENSE APPLICATION NO. 532500 MADE BY LARDNER CELLARS & WINERY, LLC TO BE LOCATED AT 503 BECKER AVENUE, BELEN, NEW MEXICO 87002: Sally G. Garley, City Manager

Mayor Ronnie Torres read the next agenda item in reference to approval or denial of a request for a Wine Growers Master's Liquor License Application No. 532500 made by Lardner Cellars & Winery, LLC and asked for a motion. Councilor Terese Ulivarri advised if there were no comments she so moves to approve. Mayor Pro-Tem David Lopez seconds the motion, motion carried.

INTENT TO ADOPT AN ORDINANCE RELATING TO ECONOMIC DEVELOPMENT PLANNING, THIS ORDINANCE MAY BE CITED AS THE "ECONOMIC DEVELOPMENT PLAN ORDINANCE":

Mayor Ronnie Torres read the next agenda item in reference to intent to adopt an ordinance relating to economic development planning, this ordinance may be cited as the economic development plan ordinance and asked for a motion. Councilor Wayne Gallegos advised if there were no comments he so moves to approve. Mayor Pro-Tem David Lopez seconds the motion, motion carried.

JOINT POWERS AGREEMENT FOR THE PURPOSE OF PROVIDING A MEDICAL DIRECTOR FOR EMS SERVICES BETWEEN VALENCIA COUNTY AND THE CITY OF BELEN:

Mayor Ronnie Torres read the next agenda item in reference to a joint powers agreement for providing a medical director for EMS services between Valencia County and the City of Belen as presented by Fire Chief Manny Garcia who advised this joint powers agreement is for the purpose stated. It is important the JPA be approved because the medical director establishes protocols and guidelines that the department has to follow and ensures quality assurance for EMS reports. There was an increase in the salary and the increase was agreed to as a contributor to the salary.

Councilor Terese Ulivarri asked for clarification of the \$4,200. Chief Garcia advised that was the portion of the salary that is the City's responsibility. Councilor Ulivarri read a portion which states "Valencia County wishes to retain a Medical Director to provide medical direction to the fire medical rescue services of Valencia County, Belen and the Village of Los Lunas, and Belen wishes to contribute financially to said endeavor" and asked "is this what you are talking about when you talk about our contribution". Chief Garcia advised that was correct.

Councilor Wayne Gallegos advised this is nothing new it has been in effect since he was Fire Chief. Dr. Forman, this is his profession, he keeps the departments out of trouble by staying in

the scope of their work in what they are trained. The trainings are considered as CE's (continuing education) towards licensing of EMT's. Without a medical director for the "IV" techs they would not be able to push some of the drugs that the department administers, even oxygen is a drug and would not be able to be administered without proper training. Without a medical director, your scope is shortened by the limited amount of work that can be done. The medical director is necessary the only thing is that the cost has gone up but is still shared accordingly.

Mayor Pro-Tem David Lopez asked if this JPA is updated on a yearly basis, he was advised by Chief Garcia to pose the question to Councilor Wayne Gallegos, as he was not sure. Councilor Wayne Gallegos advised the JPA is updated as need, once it is set it is set for a few years. He is the only paid Medical Director.

Mayor Ronnie Torres asked if there are no further questions he so entertains a motion. Councilor Rudy Jaramillo moved to approve as presented. Councilor Wayne Gallegos seconds the motion, motion carried.

INFORMATIONAL ITEMS:

CITY MANAGERS REPORT:

City Managers report is attached hereto and made an integral part of these minutes by reference.

COMMUNICATIONS FROM CITY COUNCIL:

Mayor Pro-Tem David Lopez: would like to comment on the staff that did a good job on the fire works display it was nice. The Little League all stars had a tournament here at enchantment in Los Chavez all the teams came and competed against each other. He has been coaching all summer and it is interesting to see how kids come together and become good friends when they are involved in sports and how they develop as a team. Even though they lost, they still came together and enjoyed sodas and candy.

Councilor Terese Ulivarri: some of the meetings she has attended in the past few weeks are the COG RTD meeting and it is now officially called Rio Metro. The workforce investment she attended the meeting for the Mayor and they are looking for, funds have gone down from 42 million down to three million now in the last eight years. It is expected to pick back up after elections but until that time they have made senators and representatives aware of the amount of money that has come down which means that we used to get kids in the summer work through that program here in Belen and now everything is funneled through YDI and a lot of kids have not had the opportunity to be employed because of the lack of monies however they are still maintaining the office in Belen. One other one that was going on in Moriarty is the Chamber of Commerce is providing them with an office now.

The RSVP had their annual meeting and recognized their retired volunteers and Sally and I attended that. I attended a rail runner meeting at the governors' office they were talking about how the rail runner will be funded after the SE section is built, the money is basically going to go away so how we are going to have to pick up the slack and fund it if we want it to continue.

Right now it is looking like the state will fund 25% and the other 75% will have to be picked up by the citizens and so you can look for that down the line.

The fourth of July celebration was great, there were a lot of positive comments, and I actually had someone come up to me and say “yours’ is better than Los Lunas”. We do something right around here so that was nice. I heard the last two hundred that were supposed to go off did not make it into the air so if you were not sitting around the area where the fireworks were being lit you did not get to see the last part of it.

Congratulations to Sonny, Gloria and Julie you all did a good job and don’t shake your head Julie you know you are part of that deal.”

Councilor Wayne Gallegos: just again on the hub city music fest it was great and we did have a lot of comments, he had a lot of people say they appreciated the fireworks display. There was another couple that said they liked the gazebo and the open space we have it is not so crowded, of course this couple was from a town just north of here. He thought it was neat because it is usually our own citizens that will criticize, but it takes people from outside the city to open our eyes to what we have.

He is part of the RSVP advisory and the luncheon went very well he is glad it is held once a year for recognition of the volunteers. There is an RSVP fair coming up which will be held on Saturday Sept 6th at the Los Lunas teacher resource center. The one for Belen will be on September 20th at the Belen Recreation Center from 10 to 2. This fair is to bring out the different businesses that are looking for volunteers because there are a lot of volunteers out there that are raising their hands and asking to be placed. He also attend the advisory for the Older Americans program they are going through the same budget cuts as everyone.

Councilor Rudy Jaramillo: Sonny and Gloria congratulations, he knows there is a lot of work put into what you do and so many other people who help you organize events. Gloria wanted to thank the City of Belen for contributing to the events and supporting them in their efforts. The Hub City Music Fest nothing left to say everyone has mentioned it and it did go well and he has had a lot of positive comments. The fireworks were a good thing and good presentation. He also attended the Chamber of Commerce board of directors that he sits on as a member they are currently working on the Rio Abajo, which is a big event for the City.

Mayor Ronnie Torres: July 17th is KOAT night on Channel 7 please make sure to watch it. The station will be featuring the City of Belen all day and have some Belen trivia so if you watch it you will learn some fun facts. It is tough too because when you go up in the helicopter it is like you don’t even know anything about the town you mind just goes blank.

We were out on Channel 7 again a few nights ago, with Andrew DiCamillo, on the Rail Runner we are trying to get people to get people come to this area instead of always going to Albuquerque so it was a positive story.

Thanks again to Gloria, Sonny and everyone who is associated with them. I know Julie hates to be recognized but she is at the core of everything too. Thanks for not giving up on everything you do, you do run into road blocks at times, but I have never seen anyone overcome those as well as you do. We are lucky to have you here.

Gloria wanted to show and tell everyone that they have already started on the program for 911 for this year and when she saw it she almost started to cry. Mayor Ronnie Torres said “then this is the first draft and anyone who has worked with her knows that there is still a second third and fourth draft”.

Mayor Ronnie Torres also wished the City Attorney Happy Birthday, not in so many words however.

EXECUTIVE SESSION:

Mayor Torres called for executive session

Mayor Ronnie Torres	Yes
Mayor Pro-Tem David Lopez	Yes
Councilor Terese Ulivarri	Yes
Councilor Wayne Gallegos	Yes
Councilor Rudy Jaramillo	Yes

Mayor Torres reconvened this regular meeting and stated for the record that no action was taken.

ADJOURNMENT:

Mayor Ronnie Torres asked for a motion to adjourn tonight’s meeting.

Councilor Rudy Jaramillo moved to adjourn this meeting. Councilor Wayne Gallegos seconds the motion, motion carried.

Ronnie Torres, Mayor

ATTEST:

Sally G. Garley, City Manager